IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE SRI JUSTICE GOPALAKRISHNA TAMADA

Writ Petition No.14345 of 2003

Dated: 25-07-2007

Between:

P. Sarvanna, s/o Lakshmoji Rao.

... Petitioner

and

1. The Assistant Divisional Engineer (Operations),
   Eastern Power Distribution Company of
   Andhra Pradesh Limited (APEPDCL),
   Salur, Vizianagaram District and 2 others.

... Respondents

ORDER:

Petitioner states that he is the owner of a house situated at Salur, Vizianagaram District and he obtained service connection bearing No.6951 from the Eastern Power Distribution Company Limited and has been paying the electricity bills to respondents regularly.

He further states that all of a sudden, respondents have disconnected the electrical supply to his house in the month of October 2002, without giving any notice and opportunity. Hence, he

filed the present writ petition.

2. A detailed counter affidavit is filed on behalf of respondents denying the averments mentioned in the affidavit filed in support of the writ petition.

3. Heard learned counsel for the parties.

4. This Court on 25-09-2003 passed an order in W.P.M.P. No.17755 of 2003 directing respondents to restore power supply to the Meter S.C.No.6951, on condition of petitioner depositing fifty percent of the demanded amount.

5. Evidently petitioner's service connection is 6951, whereas his son's service connection is 5761. If there is any violation by the son, who owns service connection No.5761, respondents are always at liberty to proceed against the said consumer i.e. the son. For the lapses on the part of the son, solely because they both happen to reside in the same premises, it cannot be said that the father i.e. petitioner is hand-in-glove with his son, and thus ordering disconnection of his service connection bearing 6551 is not warranted.

5. Accordingly, the writ petition is allowed. No costs.

However, it is made clear that as petitioner has paid fifty percent of the demanded amount by virtue of the interim order, dated
25-09-2003 passed by this Court in W.P.M.P. No.17755 of 2003, respondents are directed to adjust the said amount in future electricity charges payable to the service connection of petitioner.

JUSTICE GOPALAKRISHNA TAMADA

Dt.25-07-2007
GLV